



AUTOB.059A

PATENT

Handwritten signature or initials.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Wagoner et al. )  
App. No. : 09/283,120 )  
Filed : March 31, 1999 )  
For : CONTINUOUS ONLINE AUCTION )  
SYSTEM AND METHOD )  
Examiner : Unknown )

ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION  
AND  
REVOCATION AND POWER OF ATTORNEY

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

The undersigned is empowered to act on behalf of the assignee below (the "Assignee"). A true copy of the original Assignment of the above-captioned application from the inventor(s) to the Assignee is attached hereto. This Assignment represents the entire chain of title of this invention from the Inventor(s) to the Assignee.

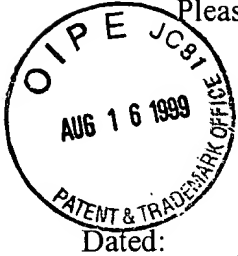
I declare that all statements made herein are true, and that all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that willful, false statements may jeopardize the validity of the application, or any patent issuing thereon.

The undersigned hereby revokes any previous powers of attorney in the subject application, and hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, 620 Newport Center Drive, Sixteenth Floor, Newport Beach, California 92660, Telephone (949) 760-0404, **Customer No. 20,995**, as its attorneys with full power of substitution and

App. No. : 09/283,120  
Filed : March 31, 1999

revocation to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected herewith. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 C.F.R. § 3.71.

Please use **Customer No. 20,995** for all communications.



Dated: \_\_\_\_\_

7/22/99

autobytel.com., inc.

By: \_\_\_\_\_

Anne Delligatta

Title: Chief Operating Officer

Address: 18872 MacArthur Blvd.  
Irvine, CA 92612-1400

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060899

Application No.: 09/283,120  
Filing Date: March 31, 1999

PATENT  
Client Code: AUTOB.059A  
Page 1

ASSIGNMENT

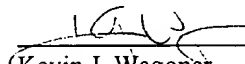
WHEREAS, We, Kevin J. Wagoner, a United States citizen, residing at 3521 North Tamarind Avenue, Rialto, CA 92377, Tim Walker, a United States citizen, residing at 13602 Mahogany, Tustin, CA 92782, Jin Seo Lee, a United States citizen, residing at 200 West Columbine, #B6, Santa Ana, CA 92707, Michael C. Tedesco, a United States citizen, residing at 13350 Arvidson Rd., Chino, CA 91710, Danny Le, a United States citizen, residing at 15288 Zaharias St., Moreno Valley, CA 92555, Zane Adam Rathwick, a United States citizen, residing at 7 Stone Creek Lane, Laguna Hills, CA 92653, and Max Adeli, a United States citizen, residing at 2233 Martin, Unit 406, Irvine, CA 92612, have invented certain new and useful improvements in a CONTINUOUS ONLINE AUCTION SYSTEM AND METHOD for which we have filed an application for Letters Patent in the United States, Application No. 09/283,120, filed March 31, 1999;

AND WHEREAS, autobytel.com, inc. (hereinafter "ASSIGNEE"), a Delaware Corporation, with its principal place of business at 18872 MacArthur Blvd., Irvine, CA 92612-1400, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 16<sup>th</sup> day of July 1999.

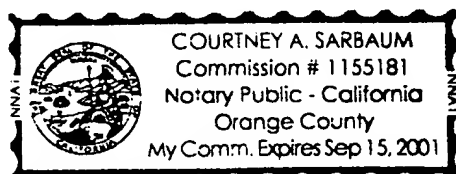
  
(Kevin J. Wagoner)

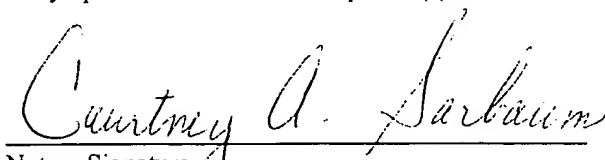
STATE OF CALIFORNIA  
COUNTY OF ORANGE } ss.

On July 16, 1999, before me, Courtney A. Sarbaum, personally appeared Kevin J. Wagoner personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



  
Notary Signature

*COPY*  
*DO NOT RECORD*

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 28 day of June 1999

*[Signature]*  
Tim Walker

STATE OF CALIFORNIA  
COUNTY OF ORANGE

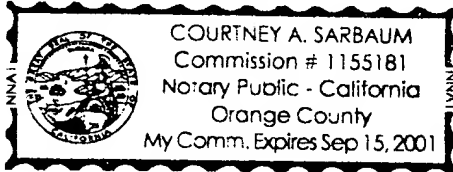
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ss.

On JUNE 28 1999, before me, COURTNEY A. SARBAUM, personally appeared Tim Walker personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



*[Signature]*  
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 21 day of July 1999

*[Signature]*  
Jin Seo Lee

STATE OF CALIFORNIA  
COUNTY OF ORANGE

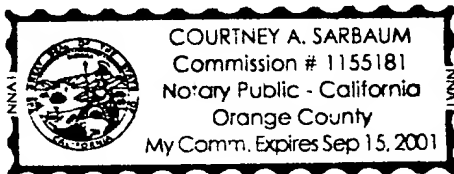
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ss.

On JULY 21 1999, before me, COURTNEY A. SARBAUM, personally appeared Jin Seo Lee personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



*[Signature]*  
Notary Signature

CO. P. /  
DO NOT RECORD

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 28 day of June 1999

Michael C. Tedesco  
Michael C. Tedesco

STATE OF CALIFORNIA

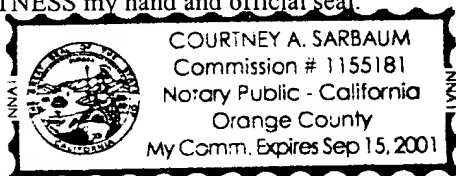
COUNTY OF ORANGE

ss.

On JUNE 28 1999, before me, COURTNEY A. SARBAUM, personally appeared Michael C. Tedesco personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Courtney A. Sarbaum  
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 28 day of June 1999.

Danny Le  
Danny Le

STATE OF CALIFORNIA

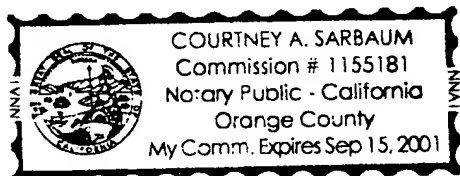
COUNTY OF ORANGE

ss.

On JUNE 28 1999, before me, COURTNEY A. SARBAUM, personally appeared Danny Le personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Courtney A. Sarbaum  
Notary Signature

*COPY*  
*DO NOT RECORD*

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 16 day of June 1999

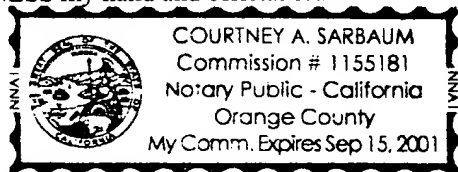
Zane Adam Rathwick  
Zane Adam Rathwick

STATE OF CALIFORNIA  
COUNTY OF Orange ] ss.

On July 16, 1999, before me, Courtney A. Sarbaum, personally appeared Zane Adam Rathwick personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Courtney A. Sarbaum  
Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 28 day of JUNE 1999

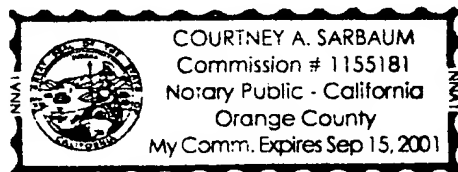
Max Adeli  
Max Adeli

STATE OF CALIFORNIA  
COUNTY OF Orange ] ss.

On June 28, 1999, before me, Courtney A. Sarbaum, personally appeared Max Adeli personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]



Courtney A. Sarbaum  
Notary Signature